IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Rebecca L. Engel et al.:

Examiner: Scott J. Medway

Serial No.: 10/619,932

Group Art Unit: 3763

Filing Date: July 15, 2003

Docket No.: P0011481.00US

Title: CANNULA HAVING BUCKLE RESISTANT APERTURES

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

MAIL STOP AF

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

In compliance with 37 C.F.R. § 41.31(a)(1), Applicants hereby appeal to the Board of Patent Appeal and Interferences from the decision dated August 5, 2009 of the Examiner rejecting claims 1, 3, 6-8, 10, 12 and 13 of the above-identified patent application.

The Director is hereby authorized to charge \$540.00 to pay the Notice of Appeal fee under 37 C.F.R. § 41.20(b)(1) to Deposit account No. 13-2546. If any additional fee is required, or any overpayment credited in connection with this paper, please charge such fee to Deposit Account No. 13-2546.

Date () (2) 2009

Respectfully submitted,

Katharine A Jackson Huebsch

Reg. No. 47(670 Patent Coursel

MEDTRONIS, INC.

710 Medtronic Parkway Minneapolis, MN 55432

Tel. 763-505-8423

Fax. 763-505-8436

Customer No. 77218